(1)

'B' Class

App. F. IX—4 195 File No. AFD 57 FLD 57

Previous References. ( ) Serial Nos.

Agriculture & forest dept.

Later References. Forest Section

MYSORE GOVERNMENT SECRETARIAT

Serial Nos. ~~Grant~~

Part B for

SUBJECT

Grant of plot of forest land on permanent rental basis.

WD 0142—GPB—50,000—10-6-57

A/1/4/04

17/2/57

06/11/57

ಕರ್ಣಾಟಕ ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ,
ಅರಣ್ಯ, ಪರಿಸರ ಮತ್ತು ಜೀವಿ
ಶಾಸ್ತ್ರ ಇಲಾಖೆ (ಅರಣ್ಯ-ಬಿ)

(2)

Std. Sectt. 78 e.

G.R., G.D. No. 2408, dated 22-6-22.

APD 57 FHD 57177

Correspondence

DOCKET SHEET

Subject :— Forest Land Grant of — for housing

File No. 07122519

A&F DEPT.

E BRANCH.

References :—

B

May be transferred to Mysore Govt. for further action

Supd.

7/4/58

Date.	To whom sent.	Notes and instructions.
17.10	G.D.C.	Pl. issue letter & endt.
20.10	"	Pl. amt bill 15.11.55
1/11	"	Pl issue lr to Revenue 1/12
23/2	"	Pl issue lr to Revenue 25/2
12/11	ADC	Pl. transfer to Mysore Govt.

Sr. 135511 1/N A8PD (3)

One Shri D.M. Nayak of Joida, Pethe Supa distt. Kanara was given a plot in F.S. No 146A1A of Joida on Hangami lease by the Forest Deptt. In the area given to him he has constructed a house for residential purpose and shop and is staying there since 1948. Now in response to the objections (viz; the construction of the house violates the Ribbon Dev. Rules) raised by the Collr. of Kanara and the Ex. Engr. the Forest Deptt. has issued notice to the Shri Nayak for to remove the construction, which is considered as encroachment. In this connection it may be stated that under G.R. No FDM 1084 dt. 7-3-55 orders have been issued to regularise encroachment in R.S. and the present case, it seems, falls under para 3 of the G.R; according to which encroachments for the purpose of building residential houses by houseless people, may be regularised by a grant unless such a grant is prejudicial for forest administration. Apparently, the grant of the land in question is not prejudicial to forest conservancy, and under normal course the land could have been given to the lessee. But as the grant violates Ribbon Dev. Rules, P.W.D. may be see this No. for remarks in the first instance.

17/11

No to P.W.D. dt. 17-11-55

P.W.D. A8F-D0/122519 3587 12/11/55

19-11-55

(4)

C.Br.

A2FD0/12519/3589

P.W.D.

Submitted w.r. to the A2F.D. u.o.r.

d. 29-11-55 overleaf.

2. In view of portion side-lined 'A' at p. 19 c/s, a detailed report from the Ex. Engr. Kanara Div. may be called for in the first instance as per dft. put up.

26/11/55

AS I

26/11/55

C.Br.

The A2F.D may be informed as per detention memo. No. A2FD0/12519e d. 8-12-55 put up for signature.

6/12/55

6/12/55

Sign

8/12

ISSUED

DATE 8/12

C.Br.

A2FD0/12519/3189

P.W.D.

Please see the endr. at p. 21 c/s from the Ex. Engr. Kanara Div.

2. Await the detailed report w.r.to 2. H. of 29.11.05 p/f 19 c/s

28/11/05

Sign

(5)

CRr

A&FD 0/1225/49/2 Vol 9

P.W.D.

Pp. 19 c/s

In G.M. dr. 29-11-1955, the Ex. Engr. Kanara Dn. has been requested to furnish his detailed remarks in the matter.

2. It will be seen from portion sidelined A at p. 29 c/s, that the relevant pps. are with the Gov. in A&FD.

If apprd. A&F.D. may be requested v.o. to return the pps. if available with them, to the Collr. of Kanara who will pass them on to the Ex. Engr. Kanara Dn. for disposing the Gov. ref.

Pp. 19 c/s

24/1/56

24/1/56

A.S. III

Ltr to the A&FD Dt. 6.2.56.

AGRICULTURE & FOREST DEPT.
Date of Receipt - 6 FEB 1956
File No. 0
Serial No. E 15037

3/2

S
J.A. I
7/2

A&FD

It is not known whether the C.F.S.C. has sent the case papers to Govt. in this Deptt. In the absence of no. and date of the forwarding communication, it is not possible to lay hands on the case pps, if any, in this Deptt.

This may be retd. to P.W.D. with the above note.

C
15/2/56

P. W. D.
File No. A&FD/1225/49
Serial No. 3775

14/2/56

Retd P.W.D. dt. 14-2-56

(6)

Ch.

A&FD/122519/13225
P.W.D.

Submitted w.r. to this Deptt. u.o.r. dt. 14.2.56, at p. 3 ante.

2. Pl. see the A&FD note at p. 3 ante. We may not be able to furnish any inform. to the A&F.D. on the point. Instead the E.E. Kanara Div. may be expedited w.r. to G.M. dt. 28-11-55 x p. 19 c/s (index No. A&FD-0/122519-e dt. 13-2-56.) as per printed memo. put up.

AO. 21/2/56.

Supd.

ISSUED
Date 23/

Ch.

A&FD/0/122519/1692
P.W.D.

Pl. see the E.E. Kanara Div.'s letter dt. 2-3-56.

2. ~~Further~~ The remarks of the E.E. may be awaited.

AO 17/3/56

Supd.

17/3/56

Ch.

Pl. see the E.E. Kanara Div.'s letter dt. 19-3-56 p. 25 c/s

2. The remarks of the E.E. may be awaited.

AO 19/3/56

Supd.

19/3/56.

3/7

7

(7)

Cbr

A&FD/01/123371/117521

P.W.D.

Submitted w.r. to this o/N at pp. 3-4 ante

2. W.r.to G.M. dt. 29-11-56, the E.E. Kanara Dn. has forwarded advance copy of his report p. 19 c/s reg. grant of forest land on permanent rental basis. pp. 37-38 c/s

Before pursuing the matter further with the local officers, it is suggested that the A&F.D. may be requested to transfer these pps. to the Govt. of Mysore for necy. further action.

27/X/56.

29.10.56.

A.S. VI

AGRICULTURE & FOREST DEPT.
Date of Receipt (4)
6-...V 1956
File No. 123371
Serial No.

Sri K Mysore Govt
6/11

Sir Sd
9.11.56

Put up file
Another Engineer

9/11/56.
To
12

12/11 S.

Note to the A&FD D. 30-10-1956.

30

A&FD

These pps. may be transferred to Mysore Govt, as in current case, for necy. further action.

12/11/56.

P/3 (Note)

AP-D57 PWD 57

5745
AFD.

In view of the A & P D's Note dated 11-2-56, the P.W.D may be requested to offer remarks as required in the first para of the Note dated 17-11-56. Pl. at A at A'

A'

I want to know with how many years paper from 24.1.57. 22/6

18/6/57

This is an old file of Govt of Bombay. As per instructions of the Supt on 20-6-1957 to all the Asstts in the Branch, that they should take up the work of disposal of old files of Bombay Govt. The case even by suspending the daily normal work. The disposal of these files has been taken up from 20-6-57. More than 85 files have been disposed of so far.

1/7/57

I immediately the files were received they were marked to the assistants and they were attending to them as and when references were received.

Since the disposal was found to be satisfactory all the assistants were instructed to attend to the files from the incoming mail if necessary by suspending the normal work.

(A) 2/7

2.7.57

may be passed on to the P.W.D. as proposed.

8/7/57

Serial No.

The Executive Engineer has already forwarded his views. His views may be confirmed by the PWD, before taking further action.

9/7/57

PWD)

R.B. 6432/31-7-57

P.W. (Communication Branch).

Forwarded to the Chief Engineer (General), un-officially for favour of his remarks and return.

(V.S. Jayacharya)
Asst. Secretary to Government,
Public Works Department.

U.O.No. 7533/File /RB.57-58 Dated. 7/10/57.

Re-transmitted to the Secretary to Government of Mysore, Public Works Department, Bangalore.

I am directed to convey the concurrance of Chief Engineer with the views expressed by the Executive Engineer, Karwar Division, in his letter No.G.92 of 22-10-1956 in the circumstances explained therein.

(N.G.JOSHI.)
Deputy Chief Engineer(Gl)

P.W.D. agrees with the views of the CE(G).

9/7

24/10/57

K. D. [illegible]
Under Secretary to Government

A & F Dept

A Draft letter to the CE is put up accordingly for approval.

7/1/58

Mysore Government Secretariat
No. C&B
11 JUL 1957
PUBLIC WORKS BRANCH

DAN 4738

U.O. No. 123 P.W. (C.)

Mysore Government Secretariat
No. C&B
8 OCT 1957
PUBLIC WORKS BRANCH

DAN

Mysore Government Secretariat
No. 8357
9 OCT 1957
PUBLIC WORKS (COMMUNICATION BRANCH)

Mysore Government
7856
31 DEC 1957
ELECTRICAL BRANCH

Note.—Contn. Sheet

(10)

File No. AFD 57 PWD of 195 7

Mysore Government Secretariat

Serial No.

The site on which the main building is constructed belongs to the R.D. and it has been granted to the petitioners on rental basis. Therefore the petitioner has requested to grant the piece of P.S. No. on which, the petitioner afterwards, was found to have constructed a portion of his building, on rental basis only. This land has already been granted by the D.C.'s Hangarihagan basis. The petitioners has now requested to continue the lease on the same condition. The Forest Deptt. and the P.W.D. officers have no objection for lease. If it is still considered that the piece of P.S. No. under reference is to be disforested and surrendered to the R.D. as the site is required by the petitioner on permanent basis, the papers may be sent to the C.C.F. Bloke for his remarks, reg. disforestment of land.

Ves 28/1/58

U.S.

The proposal of E.E. concurred to by collection may be approved & the final order as in draft C.F. 41

U 1/2

Hon. Agri.) The rent may be enhanced.

Hon. 22/3

Hon. 24/3

OFFICE OF THE MINISTER FOR AGRICULTURE
No. 590
11 MAR 1958
BANGALORE

AGRICULTURE & FOREST SECTION
No. 1977
24 MAR 1958
GOVERNMENT OF MYSORE

From: Shri Damodhar Madhav Nayak, Supa, Dt/- 1 OCT 1955
JOIDA,
P.O. SUPA,
Dist. N. Kanara.

AGRICULTURE & FOREST DEPT.
Date of Receipt - 8 OCT 1955
File No. 0
Serial No. E-12259

To

The Hon. Minister,
for Agriculture & Forests
Government of Bombay,
BOMBAY.

Respected Sir,

I have received a letter No.1717 of 1/5-9-55 from Range Forest Officer, Supa, Dist. N. Kanara, asking me to remove my house and to vate the plot in S.No.Ai Ain 146 in Joida village, Dist. N. Kanara, which land is in my possession since 1947, on rental basis. In this connection, I beg to lay the following few lines for your kind consideration and favorable action.

The above mentioned land was taken by me from Devastan, on rental basis at the rate of Rs.25/-. per year in the year 1947 and I have the rent receipts for the same.

But, in the year 1953, the land at the time of forest survey, it was found that 3½ gunthas out of above plot of 5 Gunthas, belongs to Forest Department. Then I took the said land of 3½ gunthas from Forest Department on rental basis at the rate of Rs.4/-. per year. Since 1953, I am paying the above rent to Forest department. I have also paid the arrear rent for the said land for the period of 6 years from 1947 to 1952 and I have the rent receipts for the same.

Now, I have received above mentioned letter from Range Forest Officer, Supa, asking me to vacate the said plot and to remove the building I have constructed ~~building~~ for my residence and shop in the said plot. I have constructed the said building in 1947. The above order is passed to me on the grounds that the said building comes within the area of 50 Feet from the Kadra Supa Road. I think that this is as per the Ribbon ~~Rural~~ Development scheme. But I presume that the scheme came into force in 1949, whereas I have constructed the building in 1947. Moreover the above Kadra Supa road comes under 'C' Class and it is completely closed for traffic in rainy season. I may further allowed to mention here that one Mr. Lores Pastav, my neouren neighbour, has constructed a building within the area of about 35 feet from the said Kadra Supa Road.

I have also applied to the Collector of Kanara, Karwar, to lease the said land permanently on high rental basis, as the said land is in my possession on temporary basis. I also learn that, if one holds government land temporarily on rental basis, he may be given the said land on permanent basis on rental basis, if he applies for the same, as per the Agriculture & Forest Department Resolution No.FDM 1054 of 7-3-55. I beg to mention here that I have no other land to build my house and the shop ~~wholly~~ wholly on which I am pulling my livelihood.

Taking into consideration all the above facts, I earnestly request Your Honour to grant me the said plot permanently on rental basis and in the meantime I request that arrangements may be made to withdrw the above order asking me to vacat the plot and to remove the building, for which act of kindness I shall ever remain grateful to you.

Thanking you,

Yours faithfully,
D. M. Naik.
(Damodhar Madhav Nayak)

Copy with respects to: The Range Forest Officer, SUPA, for information.

P.T.O.

Copy with Respects to: The Conservator of Forests,
Southern Circle,
BELGAUM.

The Divisional Forest Officer,
N.D.Kanara,
DHARWAR.

No. O/122519 - E (B)
A & F.D. Sachivalaya,
B'bay, 17th Oct. 1953

To

Shri Damodar Madhav Nayak,
At Joida, P.O. Supa
Dist. N. Kanara.

Subject: Grant of plot of forest land on permanent rental basis.

Sir,

I am directed to acknowledge the receipt of your letter, dt. the 1-10-1953, addressed to the M. (F) on the above subject, and to state that it is receiving the attention of Govt. pl. quote No. O/122519-E in all future correspondence with Govt.

Yours faithfully,
15/10
A.S. to G. of B.

(P.T.O.)

P 1-2

Copy with the letter under reply in original forwarded to the C. of S.F. S.C. for early remarks through the C.C.F.

Copy to, the C.C.F.

ISSUED
on
19/X

(Below No.22/145/2671 dated 1/3-11-1955 from the Conservator of Forests,S.C.Belgaum).

Subject: Grant of plot of forest land on permanent rental basis.

No.17-D/ 4149A of 1955/56.
Poona No.1. November,1955.

AGRICULTURE & FOREST DEPT.
Date of Receipt 7 NOV 1955
File No. 0
Serial No. E
135571

Submitted to Government in the Agriculture and Forests Department,with reference to their No.0/122519-E dated 17-10-1955.

2. The Conservator's report in the matter is self-explanatory.

(J.A.Singh)
Chief Conservator of Forests,
Bombay State.

SRG.5.11.

(16)

Letter.

Subject:- Grant of plot of forest land on permanent rental basis.

No.22/145/ 2671 of 1955-56.
Belgaum, the 1st November., 1955.

To

The Secretary to Government,
Agriculture and Forests Department,
Bombay.

Reference:- Your No.O/122519-E of 17-10-1955.

I am enclosing a copy of the Divisional Forest Officer, Kanara N.D's No.G/2442 of 5-6-1955 in which the Divisional Forest Officer had fully explained the circumstances under which he had leased out the area to the applicant. As the Revenue Department had objected the grant, the Divisional Forest Officer, further requested to reconsider the cases in view of Government orders contained in G.R. A.&.F. Dept. No.~~RLD-18590~~ of 3-11-1953. But the Collector of Kanara in his No.S-105/XI-28 of 6/9-8-1955 (copy enclosed) has requested this Department to resume the land as the building constructed by the applicant comes within the Ribbon Development limits. Accordingly the applicant was served with a notice by the Range Forest Officer, Supa for removing the building and vacating the area. In response to the above notice the applicant has appealed to Government for grant of the plot permanently.

L1353/46390

In the ~~xxxxx~~ circumstances stated above the request of the applicant is not recommended.

The application in question is returned herewith.

(R.R.Chaudhari)
Conservator of Forests, S.C.

Through:

the Chief Conservator of Forests, State of Bombay, Poona w.cs.

App. 31.10.
MHN: 1. 11.

(17)

Below No.66-1 of 1/4th August., 1955 from the Conservator of Forests, S.C.

****

No.S-105/XI-28
Karwar, 6/9-8-1955.

Returned w.cs. to the Conservator of Forests, S.C., Belgaum.

2. He is requested to resume the land back to Government in view of the objections raised in the endorsements by the Grant Officer, K-D's No.TRE-3383 of 13-3-1955 and the Executive Engineer, Kanar's No.G-92/C.B dated 20-9-1954.

3. Action taken may please be intimated early.

Sd/- Collector of Kanara, Karwar.

"Letter No.C/2442 of 5-6-1955 from the Divisional Forest Officer, Kanara Northern Division, Dharwar addressed to the Collector of Kanara, Karwar.

*****

Subject:- Application of Shri D.M.Naik of Joida for grant of 10 gunthas area out of F. S.No.147 AIAIA of Joida on disforestment.

The following 2 acres are sent herewith as requested by the Mahalkary, Supa in his No.C/A 9345 of 2-3-1954 vide page 41 of 2nd file.

(1) Disforestment case on above subject resting with R.F.O. Supa's No.283 of 27-8-1953 containing pages 11 to 98.

(2) Encroachment case resting with this office No. C/14728 of 11/12-3-1954.

2. On perusal of the two cases it is seen that Shri D.M. Naik had applied for grant of about 10 gunthas of land out of F.S.No.147 AIAIA on disforestment as he was asked to vacate the plot occupied by him in F.S.No.146 AIA by temple authorities. Bu during the course of enquiry it was learnt that the plot in F.S No.146AIA did not belong to the temple authorities but situates outside the temple limits and forms part of forest area. When th fact was brought to the notice of Shri D.M.Naik he agreed to tak up this plot on H.L. and had given in writing that if this plot is given to him he did not require the plot applied for in F.S. No.147AIA vide page No.93 of file I.

3. The plot in F.S.No 147 AIAIA applied for was isolated one and it was not recommended for grant but a suggestion to give out another plot vide page No.53 of the file I was made. As the plot suggested for grant in place of the one applied for was not suitable for a tea shop the case papers were received ba in this office to reconsider the grant of original plot pages Nos. 74 and 75. But in view of the facts stated in Para 2 above the question of granting the plot applied for did not arise. as such steps were taken to lease the plot in F.S.No.146 AIA on H.L. as the applicant had given in writting that he is willin to take up this plot on H.L. Accordingly Shri D.M.Naik had paid arrear H.L. assessment for the years since when it was accepted and executed the lease. This is done merely because the applican is staying there since long as it is learnt he is staying there since 1948 and he had given in writing that he did not require t plot in F.S.No.147 AIAIA applied for.

4. But now the Mahalkary, Supa requests me under his No. 75/71/ dated 14-10-1953 and 9-11-1953 to remove the encroach ment as the building constructed therein i.e. in plot in 146 AIA in contravention of the present Ribbon Development rules vide Nos. 33 and 35 of file II. The Mahalkary, Supa may be requeste to review his above reports in the light of B.R.A. & F.D. No.W.I 1853/46390 dated 3-11-1953 as the applicant's requests for grant plot in F.S.No.147AIAIA cannot be considered as the same plot is being recommended for disforestment for the construction of Chawadi and residential quarters for Gram Sevaks vide page No.41 of file II.

5. Early steps may please be taken in this matter and this office informed of the same so as to take further action accordingly."

147 AIAIA

No. AdFD 0/12519-C

(19)

P.W.D.
Secretariat
B'bay No. 1
29-11-55

Memo.

Subj:- Grant of plot of forest land on permanent rental basis.

The U.S.P.C. to the Ex. Engr. Kanara Dn. and is directed to enclose a copy of the letter No. 22/145/2671, dt. 1/3-11-1955, (with accompaniment) from the Conservator of Forests, S.C., and to request him to furnish his detailed remarks in consultation with the Collr. of Kanara, ~~report~~ in the matter at an early date.

By order etc

Dt: 1 letter }
with accompt.

AS

PTO

with copies of the cases referred to

Copy forwarded to

The S.E.S.C. Belgaum

The Collr. of Kanara, Karwar

for information.

For keeping
[illegible]
[illegible]

[illegible]

S W (Loc [illegible])
[illegible]

(4)

15

Letter.

Subject:- Grant of plot of forest land on permanent rental basis.

No. 22/145/2671 of 1955-56.
Belgaum, the 1st November 1955
3rd

To

The Secretary to Government,
Agriculture and Forests Department,
Bombay.

Reference: Your No.O/122519-B of 17-10-1955.

I am enclosing a copy of the Divisional Forest Officer, Kanara N.D.'s No. G/2442 of 5-6-1955 in which the Divisional Forest Officer had fully explained the circumstances under which he had leased out the area to the applicant. As the Revenue Department had objected the grant, the Divisional Forest Officer, further requested to reconsider the cases in view of Government orders contained in G.R., A.& F.D. No. FLD-1353/46390 of 3-11-1953. But the Collector of Kanara in his No.S-105/XI-28 of 6/9-8-1955 (copy enclosed) has requested this Department to resume the land as the building constructed by the applicant comes within the Ribbon Development limits. Accordingly the applicant was served with a notice by the Range Forest Officer, Supa for removing the building and vacating the area. In response to the above notice the applicant has appealed to Government for grant of the plot permanently.

In the circumstances stated above the request of the applicant is not recommended.

The application in question is returned herewith.

Sd/- R.R.Chaudhari,
Conservator of Forests, S.C.

Through

the Chief Conservator of Forests, State of Bombay,
Poona W.S.

Below No. 6871 of 1/4th August, 1955 from the Conservator of Forests, S.C.

No. S-106/XI-28
Karwar, 6/9-8-1955.

Returned w.cs. to the Conservator of Forests, S.C., Belgaum.

2. He is requested to resume the land back to Government in view of the objections raised in the endorsements by the Prant Officer, NK-D's No. ZRE-3283 of 13-2-1955 and the Executive Engineer, Kanara's No. G-92/C.B. dated 20-9-1954.

3. Action taken may please be intimated early.

Sd/-
Collector of Kanara, Karwar.

True copies.

Supdt., P.W.D.Sect.,Bombay.

S
VMW.
29-11-56.

No. A.& F.D.0/122519 C.

Public Works Department,
Sachivalaya,
Bombay No.1, 29th November 1955.

MEMORANDUM.

Subject:- Grant of plot of Forest land on permanent rental basis.

The undersigned presents compliments to the Executive Engineer, Kanara Division and is directed to enclose a copy of the letter No. 22/145/2671, dated 1st/3rd November 1955 (with accompaniment) from the Conservator of Forests, Southern Circle, and to request him to furnish his detailed remarks in the matter in consultation with the Collector of Kanara, at an early date.

By order and in the name of the Governor of Bombay,

R. Jasha c/o. 4/Pos.

Assistant Secretary to the Government of Bombay,
Public Works Department.

D.A.-1 letter with accompt.

Copy with copies of the correspondence referred to forwarded to -

the Superintending Engineer, Southern Circle, Belgaum,
the Collector of Kanara, Karwar,

VMW.
29/11/55. for information.

Date 3-

Letter.

To

The Executive Engineer,
Kanara, Karwar.

No.S.105/XI-28. Karwar, 16-12-1955.

Subject: Grant of plot of forest land on permanent rental basis.

Reference: Your No.G-92/CB of 12-12-1955.

The correspondence in question was already sent to the Conservator of Forests, S.C., Belgaun under this office Nos. 105/xi-28 dated 6/9-1955. It appears that the papers are with the Government. The same may please be obtained from Government. The Conservator of Forests, Belgaum may be contacted in the matter.

Sd/-
for Collector of Kanara.

.....

Urgent Please.
No.G.92/CB.

Office of the
Executive Engineer, Kan.Dn.
Karwar, 5- 1-1956.

Copy forwarded w.cs. to the Conservator of Forest S.C. Belgaum for information.

2. It is requested that copies of all papers with regard to the correspondence resting with your letter No. 22/145/2671 of 55-56 dated 1/3-11-55 on the above subject may kindly be sent to this office for perusal, as the same are urgently required for disposing the Government reference.

Executive Engineer, Kan.Dn.

AD.1.56.

Copy submitted to the Chief Engineer (R&B) P.W.D. Bombay for favour of information with reference to Government Memo P.W.D. No. A & W D.0/122519-C dated 29-11-55.

Copy submitted to the Superintg. Engineer, S.C. Belgaum for information in continuation of this office endorsement No.G.92/CB dated 12-12-1955.

V 8. 2. MS

P. W. D.
File No. 9+ED°/12259
Serial No. 3149

C
9/1

No. G-92/CB.

Office of the Ex. Engr. K. Dn.
Karwar: 23-3-1956.

To

The Chief Engineer,
Public Works Department,
(Roads and Buildings),
B O M B A Y.

Subject:- Grant of plot of Forest land on permanent rental basis.

Reference:- Your reminder No. A&FD 0/122519-C, dated 23-2-1956.

The correspondence in 70 pages received from the Conservator of Forests S.C., Belgaum in this connection has been sent to the Collector of Kanara, Karwar under this office letter No. G.92/CB of 23-2-56, for perusal and offering his detailed remarks on the subject. The same will be furnished to you on receipt of the said information from the Collector of Kanara, Karwar.

Executive Engineer, K. Dn.

P. 1/3.

Copy f.w.cs to the Collector of Kanara, Karwar for information and furnishing the requisite information as...

as called for under this office letter No. G.92/CB of 23-2-1956.

Copy submitted to the Superintending Engineer, S.C., Belgaum for information in continuation of this office letter No. G.92/CB of 23-2-1956.

V/P G N S

P. W. D.
F. No. A'FD/0/122519
Serial No. 26872

C
7/3

C
> 376

No. G-92/CB.

Office of the Ex.Engr.Kan.Dn.
Karwar,
19 MAR 1956

To

The Conservator of Forests,
Southern Circle, Belgaum.
Belgaum.

Subject:- Grant of plot of Forest land on permanent Dental basis.

Reference :- Your letter No.22/145/ 54-55/16520 of 27-1-56.

The correspondence in 70 pages received from you under your above cited letter was sent to the Collector of Kanara Karwar for favour of perusal and offering detailed remarks in the matter.But the Collector of Kanara states in his endorsement No.S 105/XI/ 28 of Nil -2-1956 that the case papers in the said correspondence are the office copies of your office only and not the original correspondence from the collector's office.He further adds that the original correspondence was already sent to you under his endorsement No. S-105/XI-28 of 6/9-8-1955. In this connection please vide your letter No.22/145/2671 of 1/3-11-1955 addressed to the Secretary to Government Agricultural and Forest Department Bombay,submitted through the Chief Conservator of Forests B.S.Poona and please arrange to send the original correspondence ending with the Collector of Kanara's endorsement No.S-105/XI-28 of 6/9-8-1955, to this office at a very early date, for taking necessary action in the matter.

Executive Engineer,Kan,Dn.

Copy forwarded with compliments to the Collector of Kanara Karwar for information with reference to his endt.No. S-105/XI/28 of Nil -2-1956.

Copy submitted to the Chief Engineer, P.W.D. (R & B)Bombay for information in continuation of this office letter No.G-92/ CB of 2-3-1956.

Copy submitted to the Superintending Engineer, S.C.,Belgaum in continuation of this office endorsement No.G-92/CB of 2-3-1956 for favour of information.

VDT. 14/3.

File No. 2437
No. A2(F)D/12519
Serial No. 34309

(28)

Below Collector of Kanara's endorsement No. S.105/XI/28 of -2-1956 regarding grant of plot of forest land on permanent rental basis.

No.G. 92/CB

Office of the Ex.Engr.Kan.Dn.
Karwar,

Returned with compliments to the Collector of Kanara Karwar.

2. Two cases received under the Divisional Forest Officer N.D.Kanara Dharwar's letter No.G.11/8261 of 8/9-6-1956 are sent herewith for favour of perusal and remarks. The undersigned has no other remarks to offer in the matter (in this connection please vide this office letter No.G.92/CB of 23-2-1956 addressed to the Collector of Kanara) The detailed remarks in the matter may please be furnished to this office immediately to dispose of the Government reference.

Accompaniment:-
Case I in 222 pages
Case II in 72 pages.
(To be returned Pl.)

Executive Engineer,Kan.Dn.

SVR.18/6.

Copy submitted to the Chief Engineer P.W.D. Bombay for information in continuation of this office letter No. G.92/CB of 19-3-1956.

Copy submitted to theSuperintending Engneer,S.C. Belguam for information in continuation of this office letter No.G.92/CB of 19-3-1956.

Copy forwarded with compliments to the Conservator of Forest S.C.Belguam for information, with reference to his memorandum No.22/145/2769 of 17-5-1956.

Copy forwarded with compliments to the Divisional Forest Officer N.D.Kan. Dharwar for information, with reference to his letter No.G.11/8261 of 8/9-6-1956.

P. W. D.

File No. 68.808

(29)

No.G-92/CB.

Office of the
Executive Engineer, Kan.Dn.
Karwar, 7-1956.

19 JUL 1956

To

The Chief Engineer,
Public Works Department
(Roads and Building),
Sachivalaya Bombay.

Subject: Grant of plot of Forest land on permanent rental basis.

Reference: Your reminder No.A & F.D. 0/122519-C of 11-7-56.

It has been intimated by the Collector of Kanara Karwar under his letter No.S-105/XI/28 & 54 of 26-6-56, that some original papers required by him for passing his remarks in the matter are not among the case papers sent by the Divisional Forest Officer, N.D. Dharwar as per the instructions of the Conservator of Forests, S.C. Belgaum and as such, the Conservator of Forests S.C. Belgaum has again been requested under this office letter No. G.92/CB of 13-7-56 to send the original papers under reference immediately. Necessary report in this connection will be submitted to you on receipt of the said papers from him, and on obtaining the detailed remarks there-to from the Collector of Kanara.

Executive Engineer, Kan.Dn.

AD.16.6.

P. W. D.

File No. A/FD/0/12259.

Diary No. 80927

24/7/58

Express Letter

31 (30)

From: Bomworks, Bombay.
To: The E.E. Kumara Dn, Kanwar.

No. O/122519-C.

P.W.D., Sachivalaya,
Bombay 1, 11th September 1956.

Kindly refer to your letter No. G.92/CB, dated the 19th July 1956 regarding Grant of plot of Forest land on permanent rental basis, and state when the report promised therein may be expected to reach Govt.

Superintendent,
Public Works Deptt., Sachivalaya.

10

(31)

EXPRESS LETTER.

From : BOMWORKS, BOMBAY.

To : The Executive Engineer, Kanara Division, Karwar.

No. O/122519-C.

Public Works Department,
Sachivalaya, Bombay No.1,
11th September 1956.

Kindly refer to your letter No. G-92/CB, dated the 19th July 1956 regarding Grant of plot of Forest land on permanent rental basis, and state when the report promised therein may be expected to reach Government.

11.9.56

Superintendent,
Public Works Department, Sachivalaya,

2.
MBG/11/9/

(32)

No.G-92/CB.

Office of the Ex. Engr. Kan. Dn.
Karwar, 9-1956.

To

20 SEP 1956

The Chief Engineer,
Public Works Department
(Roads and Buildings),
Sachivalaya, Bombay.

Subject: Grant of plot of Forest land on permanent rental basis.

Reference: Government P.W.D. express letter No.O/122519-C of 11-9-1956.

The information called for from the Deputy Engineer Haliyal (R&B) in this connection is yet awaited, for which he has been expedited to submit the same by return of post. Necessary report in this connection will be submitted to Government soon on receipt of the same from the Deputy Engineer, Haliyal R&B.

Executive Engineer, Kan. Dn.

AD.18.9.

Ca

Awaiting

6
25/9/58

P. T. O.

File No. AFFD/O/1225

Date

Serial No. 104647

5
25/9

C.
24/9/58

No.G.92/CB

37

Office of the Ex.Engr.Kan.Dn.,
Karwar,
22 OCT 1956

To

The Chief Engineer,
Public Works Department,
Sachivalaya Bombay 1.

Subject:- Grant of plot of Forest Land on permanent rental basis.

Reference:- Government Memo P.W.D.No.AAF.D.O./122519-C of 29-11-1955 and this office letter No.G.92/CB of 20-9-56.

2. In this connection, I have to report as under:-

Formerly the Collector of Kanara under his endorsement No.S.105/8292 dated 28-7-1954, asked this office whether there was any objection for retention of the building under reference constructed by Shri D.M.Naik in S.No.146 A1A of Joida Village in Supa petha. To which the then Executive Engineer Kanara Division replied under this endorsement No. G.92/CB of 20-9-1954 to the effect that the building in question is constructed at a distance of 50' from the centre of the Belguam Kadra Road as against the set back limit of 80' and as such he is not in favour of allowing raising of such structures along the said road, specially when there has been wilful disregard to the Ribbon Development Rules.

In consultation with the Collector of Kanra as directed to me under the above Government memo and after going through this case, I am of opinion that there is no objection to relax the Ribbon Development Rules in this connection as a special case in view of orders issued in G.R.P.D.No.2047/51 dated 18-12-1951 for the reasons mentioned below. The Belguam Kadra Road stated above is classified under M.D.R.

1. The Building in question does not obstruct the view of the fast moving traffic.

2. The road portion is sufficiently wide having regard to the existing conditions.

3. The construction of the building was done innocently by the owner and the owner has agreed in writing to demolish the building in question at his own cost without claiming any compensation therefore whenever he is asked by the Collector of Kanara to do so.

4. The removal of the building will cause loss and inconvenience to its owner in these days of high cost of living.

3. The Collector of Kanara states that he has no objection in recommending this case to Government for relaxation of Ribbon Development Rules provided that the owner of the building is willing to vacate the plot of the building whenever it is required by Government for road widening purpose please vide the Collector of Kanara's letter No. S.105/XI/28 & 54 dated 24-8-1956 in this connection, enclosed. The owner of the building viz Shri D.M.Naik of Joida has given a statement in writing to the effect that he will remove the said building at his own cost when it is required by Government for road widening purpose and his statement is enclosed. A sketch showing the relevant surroundings of the building is also enclosed for perusal.

In this respect

P.T.O.

39 (34)

4. In these circumstances the Ribbon Development Rules may be relaxed by Government for retaining the building of Shri D.M.Naik at Joida mentioned above as a special case if considered desirable and obtaining from him an agreement on the above conditions.

5. The two files received from the Conservator of Forests S.C.Belguam are also submitted herewith for a favour of perusal and return to that officer direct when done with.

D.A.:-

The Collector's letter.
The statement of Shri D.M.Naik.
1 Sketch.
2. Files of correspondence.

Executive Engineer, Kan.Dn.

svr.21/10.

Submitted through the Superintending Engineer, Southern Circle, Belguam.

2. This has reference to this office endorsement No.G.92 CB dated 20-6-1956.

Advance copy submitted to the Chief Engineer, P.W.D. Roads & Buildings Sachivalaya Bombay No.1 for information.

Copy forwarded with compliments to the Collector of Kanra Karwar for information with reference to his letter No.S.105/XI/28 & 54 dated 24-8-1956.

Copy forwarded with compliments to the Conservator of Forests S.C.Belguam for information with reference to his endorsement No.22/145/6455 dated 25-7-1956.

P. W. D.

File No. PIED/122519

117521

26/10

(35)

M. G. S. App. F VI—G. 2]

SUBJECT: Grant of a plot in Forest S.No. 146 A1 A1A of Joida Petha Station Dist: N. Kanara to Shri D.M. Naik on rental leases for non-agricultural purpose.

No. HD 57 PLD 57 8. 4.4.58.

Diary No. of letter replied to.....

Section

Serial No.

Mysore Government Secretariat

File No.

( )
the 195 .

Proceedings of the Government of Mysore

Date of issue.....195

Read—

To

Signed by.....

The C.C.F. Bilore.

Sir,

Ref: Endt. No. 17-D/4149-A dated 5-11-1955, from the C.C.F. Poona, on the above subject. (copy with enclosures, enclosed)

2) Under the circumstances reported by the Ex Engineer P.W.D. Kan. Div. under his letter No. G.92/CB dated 22-10-1956, (copy enclosed) I am directed to state that the plot on which Shri D.M. Naik has constructed his residential

May this be—
(i) printed?
(ii) treated as a Standing Order?
(iii) published in the Gazette, English Part?
(iv) translated?
(v) placed at the disposal of the Press?
(vi) published in the Gazette, Kannada Part?

Order thereon.—No.

building in F.S. No. 146 A1A1A of Jorda
should be ~~granted~~ leased to him on ~~gental basis~~ a suitable enhanced
as before, ~~subject to the conditions~~ by relaxing the conditions of Ribbon Dev Rules.
~~that~~ as a spl case, subject to
the conditions that Shri Naik should
vacate the building ~~the building~~ and remove it at his own cost
required by Govt for road widening
purpose.

Y.P.

Dy. Secy to Govt
Ws
7/1/58 AG 72

List of Enclosures.

Copy fwd to the Chief Engineer (Ch) Panjim for information with ref to his O.N. No. 7833/RB-57-58, dated 7-10-57.

Copy fwd to the Conr of Forests Panjim for information and necessary action, with ref to his letter No. 22/145/2671, dated 3-11-55.

Copy fwd to the Dy Comm. Karwar for information.

Copied by

Examined by

Letter

Subject: Grant of plot of forest land on permanent rental basis.

No. 22/145/2671 of 1955-56.
Belgaum, the 1st/3rd November 1955

To

The Secretary to Government,
Agriculture and Forests Department,
Bombay.

Reference: Your No. 0/122519-E of 17-10-1955.

I am enclosing a copy of the Divisional Forest Officer, Kanara N.D's No.G/2442 of 5-6-1955 in which the Divisional Forest Officer had fully explained the circumstances under which the had leased out the area to the applicant. As the Revenue Department had objected the grant, the Divisonal Forest Officer, further requested to reconsider the cases in view of Government orders contained in G.R. A & F. Dept. No. 1353/46380 of 3-11-1953. But the Collector of Kanara in his No. S-106/XI-28 of 6/9-8-1955 (copy enclosed) has requested this Department to resume the land as the building constructed by the applicant comes within the Ribbon Development limits. Accordingly the applicant was served with a notice by the Range Forest Officer, Supa for removing the building and vacating the area. In respense to the above notice the applicant has appealed to Government for grant of the plot permanently.

In the circumstances stated above the request of the applicant is not recommended.

'The application in question is returned herewith.

Sd/-

(R.R. Chaudhari)
Conservator of Forests, S.C.

Through:

The Chief Conservator of Forests, State of Bombay,
Poona, w.cs.

"Copy"

rln.2/4

(Below No. 22/145/2671 dated 1/3/11-1955 from the

Conservator of Forests, S.C. Belgaum)

Subject: Grant of plot of forest land on permanent rental basis.

No. 17-D/4149-A of 1955-/56
Poona No. 1.5 November, 1955

Submitted to Government in the Agriculture and Forests Department, with reference to their No. 0/122519-E dated 17-10-55.

2. The Conservator's report in the matter is self-explanatory.

Sd/-
(J.A. Singh)
Chief Conservator of Forests,
Bombay State.

"Copy"

Below No. 6671 of 1/4th August, 1955 from the Conservator of Forests, S.C.

No. S-105/I-28
Karwar, 6/8-8-1955.

Returned w.cs. to the Conservator of Forests, S.C., Belgaum.

2. He is requested to resume the land back to Government in view of the objections raised in the endorsements by the Prant Officer, K.D's No. TRE-3383 of 13-3-1955 and the Executive Engineer, Kamara's No.G-92/C.B dated 20-9-1954.

3. Action taken may please be intimated early.

Sd/-

Collector of Kanara, Karwar.

"Copy"

rln. 2/2/58.

"Letter No. G/2442 of 5-3-1955 from the Divisional Forest Officer, Kanara Northern Division, Dharwar addressed to the Collector of Kanara, Karwar.

****

Subject: Application of Shri D.M. Naik of Joida for grant of 10 guntas area out of F.S.No. 147 AIAIA of Joida on disforestment.

The following 2 case papers are sent herewith as requested by the Mahalkary, Supa in his No.O/A 9345 of 2-3-1954 vide page 41 of 2nd File.

(1) Disforestment case on above subject resting with R.F.O. Supa's No. 883 of 27-8-1953 containing pages 11 to 98.

(2) Encroaching case resting with this office No. C/14728 of 11/12-3-1954.

---

2. On perusal of the two cases it is seen that Shri D.M. Naik had applied for grant of about 10 guntas of land out of F.S. No. 147 AIAIA on disforestment as he was asked to vacate the plot occupied by him in F.S.No. 146 AIA by temple authorities. But during the course of enquiry it was learnt that the plot in F.S. No. 146 AIA did not belong to the temple authorities but situates outside the temple limits and forms part of Forest, area. When the fact was brought to the notice of Shri D.M. Naik he agreed to take up this plot on H.L. and had given in writing that if this plot is given to him he did not require the plot applied for in F.S. No. 147 AIA vide page No. 93 of file I.

3. The plot in F.S.No. 147 AIAIA applied for was isolated one and it was not recommended for grant but a suggestion to give out another plot vide page No. 53 of the file I was made. As the plot suggested for grant in place of the one applied for was not suitable for a teak shop the case papers were received back in this office to reconsider the grant of orginal plot pages Nos. 74 and 75. But in view of the facts stated in para 2 above the question of granting the plot applied for did not arise. As such steps were taken to lease the plot in F.S.No. 146 AIA on H.L. as the applicant had given in writing that he is willing to take up this plot on H.L. Accordingly Shri D.M. Naik had paid arrear H.L. assessment for the years since when it was accepted and executed the lease. This is done merely because the applicant is staying there since long as it is learnt he is staying tnere since 1948 and he had given in writing that he did not require the plot in F.S.No. 147 AIAIA applied for.

4. But now the Mahalkary, Supa requestes me under his No. 75/71 dated 14-10-1953 and 9-11-1953 to remove the encroachment as the building constructed therein i.e. in plot in 146 AIA is in contravention of the present Ribbon Development rules vide Nos. 33 and 35 of file II. The Mahalkary, Supa may be requested to review his above reports in the light of G.R.A. & F.D. No. W.I-1953/46390 dated 3-11-1953 as the applicant's requestes for grant plot in F.S.No. 147 AIAIA cannot be considered as the same plot is being recommended for disforestment for the construction of Chawadi and residential quarters for Gram Sevaks vide page No. 41 of file II.

5. Early steps may please be taken in this matter and this office informed of the same so as to take further action accordingly."

"Copy"

No. G.92/CB Office of the Ex.Engr. Kan. Dn., Karwar.

To

The Chief Engineer
Public Works Department,
Sachivalaya Bombay-1.

Subject: Grant of plot of Forest land on permanent rental basis.

Reference:- Government Memo P.W.D.No. A & F. D.O./122519-C ~~dated~~ of 29-11-1955 and this Office letter No. G.92/CG/ of 20-9-56.

2. In this connection, I have to report as under:-

Formerly the Collector of Kanara under his endorsement No.S.105/8292 dated 28-7-1954, asked this office whether there was any objection for retention of the building under reference constructed by Shri D.M. Naik in S.No. 146 AIA of Joida Village in Supa Petha. To which the then executive Engineer Kanara Division replied under his endorsement No. G.92/CB of 20-9-1954 to the effect that the building in question is constructed at a distance of 50' from the centre of the Belgaum Kadra Road as against the set back limit of 80' and as such he is not in favour of allowing raising of such structures along the said road, specially when there has been wilful disregard to the Ribbon Development Rules.

In consultation with the Collector of Kanara as directed to me under the above Government memo and after going through this case, I am of opinion that there is no objection to relax the Ribbon Development Rules in this connection as a special case in view of orders issued in G.R.R.D. No. 2047/51 dated 18-12-1951 for the reasons mentioned below. The Belgaum Kadra Road stated above is classified under M.D.R.

1. The Building in question does not obstruct the view of the fast moving traffic.
2. The road portion is sufficiently wide having regard to the existing conditions.
3. The construction of the building was done innocently by the owner and the owner has agreed in writing to demolish the building in question at his own cost without claiming any compensation therefore whenever he is asked by the Collector of Kanara to do so.
4. The removal of the building will cause less and inconvenience to its owner in these days of high cost of living.

3. The Collector of Kanara states that he has no objection in recommending this case to Government for relaxation of Ribbon Development Rules provided that the owner of the building is willing to vacate the plot of the building whenever it is required by Government for road widening purpose please vide the Collector of Kanara's letter No. S.105/XI/28 & 54 dated 24-8-1956 in this connection, enclosed. The owner of the building viz. Shri D.M. Naik of Joida has given a statement in writing to the effect that he will remove the said building at his own cost when it is required by Government for road widening purpose and his statement in this reppect is enclosed. A sketch showing the relevant surroundings of the building is also enclosed for perusal.

4. In these circumstances the Ribbon Development Rules may be relaxed by Government for retaining the building of Shri D.M. Naik at Joida mentioned above as a special case if considered desirable and by obtaining from him an agreement on the above conditions.

5. The two files received from the Conservator of Forests S.C.Belgaum are also submitted herewith for favour of perusal and return to that office direct when done with.

Sd/-
Executive Engineer, Kan. Dn.

"Copy

rln.

(42)

M. G. S. App. F VI—G. 2]

SUBJECT: Grant of plot in Torgal SH-166A1 A1A of ~~[illegible]~~ on permanent rental basis to Shri D M Naik

Diary No. of letter replied to.....

Mysore Government Secretariat

( )
the 195 .

Date of issue 11.6. 1958.

Signed by Dy. Secretary
issued on 12.6.58
dm

May this be—
(i) printed?
(ii) treated as a Standing Order?
(iii) published in the Gazette, English Part?
(iv) translated?
(v) placed at the disposal of the Press?
(vi) published in the Gazette, Kannada Part?

No. A12D 57 P4D 57

~~Section~~

~~Serial No.~~

~~File No.~~

~~Proceedings of the Government of Mysore~~

To

~~Read~~ The D.C. Karwar

Sir,

I am directed to return ~~both~~ herewith your two files in this connection which ~~have been~~ were sent to the Ex Engineer Karwar under your letter No. 5105/XI/28&54, dated 24-8-56 as they are no longer required. ~~The~~ The final orders have been passed in the matter. (Vide Govt-letter No. A12D 57 P4D 57 dated 4-4-58 addressed to the C.C.E. B'lore and a copy endorsed to you.)

The receipt of the files ~~[illegible]~~

Order thereon.—No.

should be acknowledged.

Yf.

Ws of DS
30/5/58 AE/PWD Bglore.

Copy fwd for information to:-

(1) the Ex Engineer PWD Udhrwar
(2) the Dy Chief Engineer (G.C.) PWD Bangalore.

List of Enclosures.

Copied by

Examined by

WD-05448-GPB—P.Z.S.—90,000—20-9-56.

(44)

G.R., G.D., No. 2408, dated 22-6-22.]

Std. Sectt. 78 e.

Correspondence

DOCKET SHEET

5079
A & F

Subject :—

File No. 0/8385

A & F **DEPT.**

E **BRANCH.**

References :—

May be transfered to Mysore Govt. for further action.

19/11/56
Supdt.

Date.	To whom sent.	Notes and instructions.
	Recd on 9/5/58	

45

No.G.92/CB

Office of the Ex.Engr.Kan.Dn.,
Karwar, 22 OCT 1956

To

The Chief Engineer,
Public Works Department,
Sachivalaya Bombay 1.

SUPDG. ENGR. S.C.
24 OCT 1956
NO.
P.W.D.

Subject:- Grant of plot of Forest Land on permanent rental basis.

Reference:- Government Memo P.W.D.No.A&F.D.O./122519-C of 29-11-1955 and this office letter No.G.92/CB of 20-9-56.

2. In this connection, I have to report as under:-

Formerly the Collector of Kanara under his endorsement No.S.105/8292 dated 28-7-1954, asked this office whether there was any objection for retention of the building under reference constructed by Shri D.M.Naik in S.No.146 A1A of Joida Village in Supa petha. To which the then Executive Engineer Kanara Division replied under his endorsement No. G.92/CB of 20-9-1954 to the effect that the building in question is constructed at a distance of 50' from the centre of the Belguam Kadra Road as against the set back limit of 80' and as such he is not in favour of allowing raising of such structures along the said road, specially when there has been wilful disregard to the Ribbon Development Rules.

In consultation with the Collector of Kanara as directed to me under the above Government memo and after going through this case, I am of opinion that there is no objection to relax the Ribbon Development Rules in this connection as a special case in view of orders issued in G.R.R.D.No.2047/51 dated 18-12-1951 for the reasons mentioned below. The Belguam Kadra Road stated above is classified under M.D.R.

1. The Building in question does not obstruct the view of the fast moving traffic.

2. The road portion is sufficiently wide having regard to the existing conditions.

3. The construction of the building was done innocently by the owner and the owner has agreed in writing to demolish the building in question at his own cost without claiming any compensation therefore whenever he is asked by the Collector of Kanara to do so.

4. The removal of the building will cause loss and inconvenience to its owner in these days of high cost of living.

3. The Collector of Kanara states that he has no objection in recommending this case to Government for relaxation of Ribbon Development Rules provided that the owner of the building is willing to vacate the plot of the building whenever it is required by Government for road widening purpose please vide the Collector of Kanara's letter No. S.105/XI/28 & 54 dated 24-8-1956 in this connection, enclosed. The owner of the building viz Shri D.M.Naik of Joida has given a statement in writing to the effect that he will remove the said building at his own cost when it is required by Government for road widening purpose and his statement is enclosed. A sketch showing the relevant surroundings of the building is also enclosed for perusal.

P.T.O.

46

4. In these circumstances the Ribbon Development Rules may be relaxed by Government for retaining the building of Shri D.M.Naik at Joida mentioned above as a special case if considered desirable and obtaining from him an agreement on the above conditions.

5. The two files received from the Conservator of Forests S.C.Belguam are also submitted herewith for favour of perusal and return to that officer direct when done with.

D.A.:-

The Collector's letter.
The statement of Shri D.M.Naik.
1 Sketch.
2. Files of correspondence.

Khatavkar 21/10/58

Executive Engineer, Kan.Dn.

svr.21/10.

Submitted through the Superintending Engineer, Southern Circle, Belguam.

2. This has reference to this office Endorsement No.G.92 CB dated 20-6-1956.

Letter

To

The Executive Engineer,
Kanara, Karwar.

No.S 105/XI/28 & 54 Karwar, 24-8-1956.

OFFICE OF THE EX. ENGINEER
26 AUG 1956
KAN DIVISION P.W.D.

Subject: Grant of plot from forest land on permanent rental basis ..

Reference: Govt.letter, A.& F.D.No.O/122519-C dated 29-11-1955.

2.Your endorsement No.G/92/C.B. dated 18-8-1956.

The applicant Shri D.M.Nayak of Joida in Supa petha has applied ~~for~~ to Government in Agriculture and Forests Department requesting to grant the area of 3½ gunthas out of F.S.No.146A1A of Joida in Supa petha for the reasons stated by him in his application.

2. The applicant was granted an area of 3½ gunthas out of the said F.S.No. on hangami lease by the Forest Department for the purpose of erection of a temporary house and tea shop as the area in question was already encroached upon by him (vide pages 182 and 183 of File I). But the hangami lease has not so far been approved by the Divisional Forest Officer(vide D.F.O's endorsement No.G/11/5726 of 1955-56 dated 25-7-1955 -- page 217 of File I).

S.D.O's report is awaited and hence kept in await
29/8

3. Under your endorsement No.G-92/C.B. dated 20-9-54 you had intimated that the building in question was constructed at a distance of 50 feet from the centre of the Belgaum-Kadra road as against the set back limit of 80' and that you were not in favour of allowing the raising of such structures along the road (page 199, file I). In view of these objections, the Conservator of Forests, S.C., Belgaum was requested by the Collector to resume the land back to Government under this office endorsement No.S 105/XI-28 dated 6/9-8-1955.

P.T.O.

4. Against the above order of the Collector, the applicant has submitted the present application to Government requesting the grant of the area to him permanently.

5. From a perusal of the endorsement No.G/92-C.B. dated 18-8-1956 at page 79 of File II, it appears that you are taking steps to submit proposals to Government to grant the area to the applicant relaxing the set back limits prescribed under Ribbon Development orders. The applicant has given a statement on 27-7-1956 before the P.W.D. Overseer, to the effect that he is willing to remove the building and vacate the area whenever the area is required by Government for road widening purpose (vide page 85 of File II).

6. In view of the circumstances stated above and if the P.W.D. has no objection, for relaxation of the Ribbon Development rules in this case, I have ~~in~~ no objection to your recommending the case to Government for granting the area of 3½ gunthas out of F.S.No. 146A1A of Joida village in Supa petha, which is already in the possession of the applicant since 1948, subject to the condition that the applicant should vacate the area whenever it is required by Government for road widening purpose.

o.c.signed
by Collr.

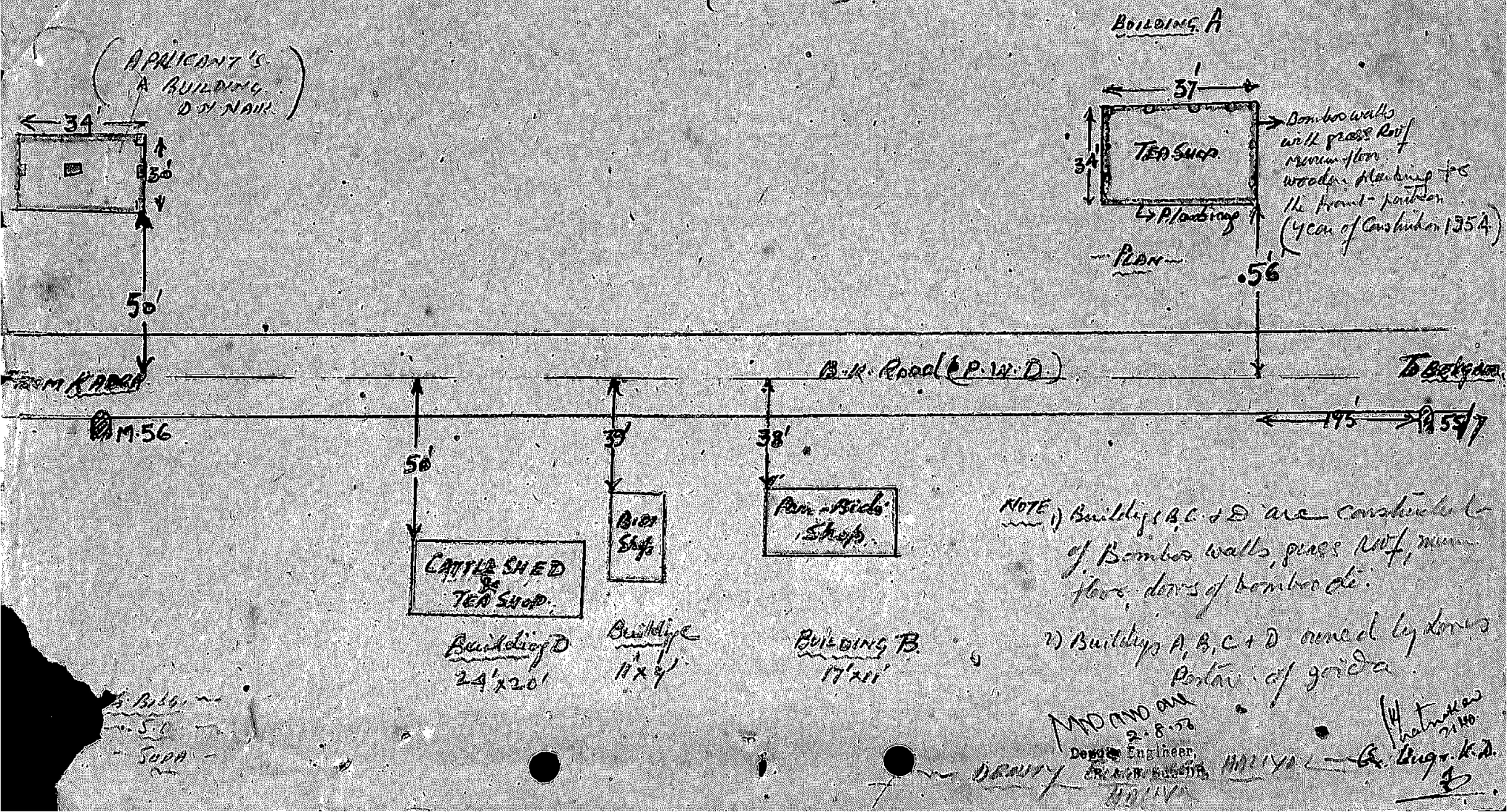
P.A.
for Collector of Kanara.

two files accompany

24/8

SKETCHES OF BUILDINGS CONSTRUCTED BY LORD PESTAN AT JOID IN MILE NO. 55/8 OF BELGAUM-KARAR ROAD

(N.T.S)



50

తారీఖు 2-10-1956.

జోయిడా తాలూకా ఉపతహసీలుదారు, సావంతవాడి. రాజాంకుళ్ళ
యొక్క. బక్కి.

శ్రీ. దామోదర చంద్రప్పనాయ్క్. సాం॥ జోయిడా పో. సావ
డా. ఈతనను పరిశీలించి చెబుతాను.—

నన్ను మరియు మూడు అంగడి కొరకు జోయిడా
పట్టణపు ఇచ్చుగర్రప్పన్నా. నేత కొరకై నేదర ఇచ్చుగర్రిన యుం.
దిన జి. దబ్బు. జి. రస్తె బిళ్ళలిచ్చాను. నేదర ఇచ్చుగర్రప్పన్ను
నన్ను నేంత మ చేసికొంటి తీలదే నరిశిస్తేనే. ఆతేలా జ్ఞ.
మ మాట చూపిస్తేనే. చెప్పుతాను అని ఇరవైనే.

Say of Shri Damodhar Chandrappa Naik of Joida dated 2-10-1956

దామోదర్ నాయక్.

S.O. 21/10/56

I am willing to vacate the land, wherein my house and shop are situated, in the event of widening of P.W.D. road in front of it by about

21/10/56

సంతకం

(57)

Below Executive Engineer, Kanara Dn's letter No.G-92/CB dated 22nd October 1956, addressed to the Chief Engineer, Public Works Department, Bombay through this office, regarding " Grant of plot of Forest Land on permanent rental basis."

.....

No.G-92/3

Office of the
Superintending Engineer, S.C.,
Belgaum:

Submitted to the Chief Engineer, Public Works Department, Bombay, in concurrence for favour of further disposal.

D.A.:-

1 Ex.Engr's letter.
1. Collector's letter.
1. Statement of Shri D.M.Naik,
1. Sketch.
2. Files of correspondence.

Superintending Engineer, S.C.,

VBJ/29-10.

Copy forwarded to the Executive Engineer, Kanara Dn., Karwar for information.

Cam pas roan ab

P. W. D.
File No. A&FD/0/122519
Serial No. 119859

C/10 C
31/31
31/X/56

3

(52)

C.B.

A&FDO/122519/119859

P.W.D.

The main A&F.D. pps. on the subject have been returned to the A&F.D on 30-10-56, under No. A&F.D/0/122519/117521, ~~with~~ for transferring them to the Govt. of Mysore. The pps. within may also be passed on to the A&F.D. in continuation.

12/11/56

AGRICULTURE & FOREST DEPT.
(5)
Date of Receipt
14 NOV 1956
File No. 6
Serial No. 8325
A.S. IV

12/11/56

Sri K
14/11

U.O. to A&F.D.
(with cases pps.)

Note to the A&FD D.13-11-56.
(with accounts)

(J.T.O.) 13/11/56

A&FD
E

APR 57 PL DS 57
(53)

May be forwarded to Mysore Govt. for further action in continuation of main case.

OR
16/11/56

Submitted

No action is to be taken on these papers as final orders have been issued on the main file. The enclosed two files may be sent back to the D.C. Karwar. A draft letter to the D.C. Kanara is put-up accordingly for approval.

Yrs. Ind. 30/5/57

Wes
30/5/58.

PR
19/11/56

Supdt.
(Subject will be put up to Pl. sign on the draft letter)

Pl. sign B